

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.6902 of 2017**

Arising Out of PS.Case No. -13 Year- 2016 Thana -BENIPATTI District- MADHUBANI

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Shambhu Yadav, son of late Ram Briksha, resident of Village- Agropatti,  
P.S. Benipatti, District- Madhubani.

.... .... Petitioner

Versus

The State of Bihar.

.... .... Opposite Party

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**Appearance :**

For the Petitioner/s : Mr. Akhilesh Pd. Singh, Sr.Advocate with  
Mr. Mukunt Mohan Jha, Advocate

For the Opposite Party/s : Mr. Ram Chandra Sahni, APp

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**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA**  
**ORAL ORDER**

3      03-04-2017

Heard learned counsel for the petitioner.

This is an application for bail in connection with Benipatti P.S.Case No. 13 of 2016 registered for the offences punishable under Sections 409 and 420/34 of the Indian Penal Code.

It has been submitted on behalf of the petitioner that petitioner is only supplier of the building materials and it has come during investigation that articles were supplied and building was constructed and petitioner is in custody since 12.12.2016.

Heard learned APP also, who has opposed the prayer for bail.

Having heard both sides and considering the facts and circumstances of the case, let the petitioner, above named, be



released on bail on furnishing bail bond of Rs.25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of the Additional Chief Judicial Magistrate, Benipatti, Madhubani, in connection with Benipatti P.S.Case No. 13 of 2016, G.R.No.55 of 2016, subject to the conditions that :-

(i) One of the bailors of the petitioner shall be a local person having sufficient immovable properties within the jurisdiction of the concerned Court.

(ii) The petitioner will not induce any witness or tamper with the evidence.

(iii) The petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court and on the event of failure on his part to appear before the court below on two consecutive dates without showing any genuine reason, the prosecution is free to move for cancellation of his bail.

**(Vinod Kumar Sinha, J)**

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